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Attorneys for Defendants
LEWIS FAMILY ENTERPRISES, INC. and
STEVEN ROBERT LEWIS

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FORD MOTOR CREDIT COMPANY,
LLC, a Delaware Limited Liability
Company,

Plaintiff,

vs.

LEWIS FAMILY ENTERPRISES,
INC., dba BOB LEWIS LINCOLN
MERCURY, a California corporation,
and STEVEN ROBERT LEWIS, an
individual,

Defendants.

Case No.: C 07-03301 JW

**DECLARATION OF MICHELLE C. TING IN
SUPPORT OF DEFENDANTS'
APPLICATION TO SET ASIDE CLERK'S
ENTRIES OF DEFAULT**

Hearing Date: October 15, 2007
Hearing Time: 9:00 a.m.
Courtroom: 8, 4th Floor
Judge: Honorable James Ware

I, Michelle C. Ting, hereby declare as follows:

1. I am an attorney duly admitted and authorized to practice law in the State of California, and before the United States District Court, Northern District of California. I am an associate of the law firm of Rankin, Landsness, Lahde, Serverian & Stock, counsel for Defendants Lewis Family Enterprises, Inc. and Steven Robert Lewis ("Defendants").


2. On August 29, 2007, I telephoned Donald H. Cram, III, Esq., to request that his client, Plaintiff Ford Motor Credit Company, LLC ("Plaintiff"), stipulate to setting aside the Clerk's entries of default. I additionally faxed a letter to Mr. Cram in this regard on that same date. A true and correct copy of my August 29, 2007 letter is attached hereto as

1 Exhibit A and is incorporated herein by this reference.

2 3. On August 30, 2007, Mr. Cram telephoned me and indicated that Plaintiff
3 would agree to set aside the entries of default if Defendants would be willing to reach a
4 settlement for the repayment of the debt owed by Defendants to Plaintiff. I indicated that
5 Defendants were not prepared to do so, and would be filing a motion to set aside the
6 defaults.

7 I declare under penalty of perjury under the laws of the United States and of the
8 State of California that the foregoing is true and correct. Executed this 9th day of
9 September 2007 at San Jose, California.

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Michelle C. Ting

Exhibit A

BERNARD P. LAHDE
MICHAEL C. SERVERIAN
DAVID J. STOCK
JON A. HEABERLIN
MICHELLE C. TING

LAW OFFICES
RANKIN, LANDSNESS, LAHDE,
SERVERIAN & STOCK
A LAW CORPORATION

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MAURICE J. RANKIN (1888-1975)
G. DAVID LANDSNESS (1944-1997)

SAN CARLOS OFFICE
939 LAUREL STREET, SUITE D
SAN CARLOS, CALIFORNIA 94070

FACSIMILE COVER SHEET
August 29, 2007

TO: Donald H. Cram, III, Esq. **FAX NO.:** (415) 956-0439
TO: Steve Lewis **FAX NO.:** (408) 266-2393
FROM: Michelle C. Ting
RE: Ford Motor Credit Company, LLC v. Lewis Family Enterprises, Inc., et al.
United States District Court No. C 07-03301 JW
NO. PAGES: 2 (including this page)
NOTES: Please reference the attached.

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G. DAVID LANDSNESS (1944-1997)

BERNARD P. LAHDE (Ret.)

SAN CARLOS OFFICE
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August 29, 2007

VIA FACSIMILE (415) 956-0439 ONLY

Donald H. Cram, III, Esq.
SEVERSON & WERSON
One Embarcadero Center
Suite 2600
San Francisco, CA 94111

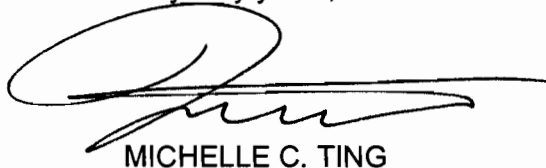
Re: Ford Motor Credit Company, LLC v. Lewis Family Enterprises, Inc., et al.
United States District Court No. C 07-03301 JW

Dear Mr. Cram:

This office has been retained by Lewis Family Enterprises, Inc. and Steven Robert Lewis to defend the above-entitled action. Please inform me as to whether your client, Ford Motor Credit Company, LLC will stipulate to setting aside the court clerk's entry of default against the defendants in this matter.

Because time is of the essence, if I do not hear from you by noon on Friday, August 31, 2007, I will begin drafting the motion to set aside the entry of default. Please do not hesitate to contact me if you have any questions or concerns.

Very truly yours,



MICHELLE C. TING

cc: Steve Lewis (via facsimile only)

Confirmation Report—Memory Send

Time : 08-29-2007 03:37pm
Tel line 1 : +14082939514
Name : RANKIN

Job number : 993
Date : 08-29 03:29pm
To : 14159560439
Document Pages : 002
Start time : 08-29 03:36pm
End time : 08-29 03:37pm
Pages sent : 002
Status : OK

Job number : 993

*** SEND SUCCESSFUL ***

BERNARD P. LAHDE
MICHAEL C. SERVERIAN
DAVID J. STOCK
JON A. HEABERLIN
MICHELLE C. TING

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